

108TH CONGRESS  
2D SESSION

# H. R. 1914

## AN ACT

To provide for the issuance of a coin to commemorate the 400th anniversary of the Jamestown settlement.



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1       *Be it enacted by the Senate and House of Representa-*  
2   *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2       This Act may be cited as the “Jamestown 400th An-  
3 niversary Commemorative Coin Act of 2004”.

4 **SEC. 2. FINDINGS.**

5       The Congress makes the following findings:

6           (1) The founding of the colony at Jamestown,  
7 Virginia, in 1607, the first permanent English col-  
8 ony in America, and the capital of Virginia for 92  
9 years, has major significance in the history of the  
10 United States.

11           (2) The Jamestown Settlement brought people  
12 from throughout the Atlantic Basin together to form  
13 a society that drew upon the strengths and charac-  
14 teristics of English, European, African, and Native  
15 American cultures.

16           (3) The economic, political, religious, and social  
17 institutions that developed during the first 9 decades  
18 of the existence of Jamestown continue to have pro-  
19 found effects on the United States, particularly in  
20 English common law and language, cross cultural re-  
21 lationships, manufacturing, and economic structure  
22 and status.

23           (4) The National Park Service, the Association  
24 for the Preservation of Virginia Antiquities, and the  
25 Jamestown-Yorktown Foundation of the Common-  
26 wealth of Virginia collectively own and operate sig-

1       nificant resources related to the early history of  
2       Jamestown.

3           (5) In 2000, Congress established the James-  
4       town 400th Commemoration Commission to ensure  
5       a suitable national observance of the Jamestown  
6       2007 anniversary and to support and facilitate mar-  
7       keting efforts for a commemorative coin, stamp, and  
8       related activities for the Jamestown 2007 observ-  
9       ances.

10          (6) A commemorative coin will bring national  
11       and international attention to the lasting legacy of  
12       Jamestown, Virginia.

13          (7) The proceeds from a surcharge on the sale  
14       of such commemorative coin will assist the financing  
15       of a suitable national observance in 2007 of the  
16       400th anniversary of the founding of Jamestown,  
17       Virginia.

18       **SEC. 2. COIN SPECIFICATIONS.**

19          (a) DENOMINATIONS.—The Secretary of the Treas-  
20       ury (hereafter in this Act referred to as the “Secretary”  
21       shall mint and issue the following coins:

22           (1) \$5 GOLD COINS.—Not more than 100,000 5  
23       dollar coins, which shall—

24                   (A) weigh 8.359 grams;

25                   (B) have a diameter of 0.850 inches; and

1 (C) contain 90 percent gold and 10 percent  
2 alloy.

3 (2) \$1 SILVER COINS.—Not more than 500,000  
4 1 dollar coins, which shall—

5 (A) weigh 26.73 grams;

6 (B) have a diameter of 1.500 inches; and

7 (C) contain 90 percent silver and 10 per-  
8 cent copper.

9 (b) LEGAL TENDER.—The coins minted under this  
10 Act shall be legal tender, as provided in section 5103 of  
11 title 31, United States Code.

12 (c) NUMISMATIC ITEMS.—For purposes of sections  
13 5134 and 5136 of title 31, United States Code, all coins  
14 minted under this Act shall be considered to be numis-  
15 matic items.

16 **SEC. 3. SOURCES OF BULLION.**

17 The Secretary shall obtain gold and silver for minting  
18 coins under this Act pursuant to the authority of the Sec-  
19 retary under other provisions of law.

20 **SEC. 4. DESIGN OF COINS.**

21 (a) DESIGN REQUIREMENTS.—

22 (1) IN GENERAL.—The design of the coins  
23 minted under this Act shall be emblematic of the  
24 settlement of Jamestown, Virginia, the first perma-  
25 nent English settlement in America.

1           (2) DESIGNATION AND INSCRIPTIONS.—On  
2       each coin minted under this Act there shall be—

3           (A) a designation of the value of the coin;

4           (B) an inscription of the year “2007”; and

5           (C) inscriptions of the words “Liberty”,  
6       “In God We Trust”, “United States of Amer-  
7       ica”, and “E Pluribus Unum”.

8       (b) SELECTION.—The design for the coins minted  
9       under this Act shall be—

10           (1) selected by the Secretary after consultation  
11       with—

12           (A) the Jamestown 2007 Steering Com-  
13       mittee, created by the Jamestown-Yorktown  
14       Foundation of the Commonwealth of Virginia;

15           (B) the National Park Service; and

16           (C) the Commission of Fine Arts; and

17           (2) reviewed by the citizens advisory committee  
18       established under section 5135 of title 31, United  
19       States Code.

20   **SEC. 5. ISSUANCE OF COINS.**

21       (a) QUALITY OF COINS.—Coins minted under this  
22       Act shall be issued in uncirculated and proof qualities.

23       (b) MINT FACILITY.—Only 1 facility of the United  
24       States Mint may be used to strike any particular combina-

1 tion of denomination and quality of the coins minted under  
2 this Act.

3 (c) PERIOD FOR ISSUANCE.—The Secretary may  
4 issue coins minted under this Act only during the period  
5 beginning on January 1, 2007, and ending on December  
6 31, 2007.

7 **SEC. 6. SALE OF COINS.**

8 (a) SALE PRICE.—Notwithstanding any other provi-  
9 sion of law, the coins issued under this Act shall be sold  
10 by the Secretary at a price equal to the face value, plus  
11 the cost of designing and issuing such coins (including  
12 labor, materials, dies, use of machinery, overhead ex-  
13 penses, and marketing).

14 (b) BULK SALES.—The Secretary shall make bulk  
15 sales of the coins issued under this Act at a reasonable  
16 discount.

17 (c) PREPAID ORDERS.—

18 (1) IN GENERAL.—The Secretary shall accept  
19 prepaid orders for the coins minted under this Act  
20 before the issuance of such coins.

21 (2) DISCOUNT.—Sale prices with respect to pre-  
22 paid orders under paragraph (1) shall be at a rea-  
23 sonable discount.



1 **SEC. 7. SURCHARGES.**

2 (a) SURCHARGE REQUIRED.—All sales shall include  
3 a surcharge of \$35 per coin for the \$5 coins and \$10 per  
4 coin for the \$1 coins.

5 (b) DISTRIBUTION.—Subject to section 5134(f) of  
6 title 31, United States Code, all surcharges which are re-  
7 ceived by the Secretary from the sale of coins issued under  
8 this Act shall be promptly paid by the Secretary as follows:

9 (1) PROGRAMS TO PROMOTE UNDERSTANDING  
10 OF THE LEGACIES OF JAMESTOWN.— $\frac{1}{2}$  of the sur-  
11 charges shall be used to support programs to pro-  
12 mote the understanding of the legacies of James-  
13 town and for such purpose shall be paid to the  
14 Jamestown-Yorktown Foundation of the Common-  
15 wealth of Virginia.

16 (2) OTHER PURPOSES FOR SURCHARGES.—

17 (A) IN GENERAL.— $\frac{1}{2}$  of the surcharges  
18 shall be used for the following purposes:

19 (i) To sustain the ongoing mission of  
20 preserving Jamestown.

21 (ii) To enhance national and inter-  
22 national educational programs relating to  
23 Jamestown, Virginia.

24 (iii) To improve infrastructure and ar-  
25 chaeological research activities relating to  
26 Jamestown, Virginia.

1                   (iv) To conduct other programs to  
2                   support the commemoration of the 400th  
3                   anniversary of the settlement of James-  
4                   town, Virginia.

5                   (B) RECIPIENTS OF SURCHARGES FOR  
6                   SUCH OTHER PURPOSES.—The surcharges re-  
7                   ferred to in subparagraph (A) shall be distrib-  
8                   uted by the Secretary in equal shares to the fol-  
9                   lowing organizations for the purposes described  
10                  in such subparagraph:

11                   (i) The Secretary of the Interior.

12                   (ii) The Association for the Preserva-  
13                   tion of Virginia Antiquities.

14                   (iii) The Jamestown-Yorktown Foun-  
15                   dation of the Commonwealth of Virginia.

16                  (c) AUDITS.—The Jamestown-Yorktown Foundation  
17                  of the Commonwealth of Virginia, the Secretary of the In-  
18                  terior, and the Association for the Preservation of Virginia  
19                  Antiquities shall each be subject to the audit requirements  
20                  of section 5134(f)(2) of title 31, United States Code.

21                  (d) LIMITATION.—Notwithstanding subsection (a),  
22                  no surcharge may be included with respect to the issuance  
23                  under this Act of any coin during a calendar year if, as  
24                  of the time of such issuance, the issuance of such coin  
25                  would result in the number of commemorative coin pro-

1 grams issued during such year to exceed the annual 2  
2 commemorative coin program issuance limitation under  
3 section 5112(m)(1) of title 31, United States Code (as in  
4 effect on the date of the enactment of this Act). The Sec-  
5 retary of the Treasury may issue guidance to carry out  
6 this subsection.

Passed the House of Representatives July 14, 2004.

Attest:

*Clerk.*